

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled OPTICAL RECORDING APPARATUS, OPTICAL RECORDING METHOD, PROGRAM AND MEDIUM,

the specification of which is attached hereto unless the following box is checked:

was filed on _____ as

United States Application Number or PCT International Application Number _____

and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Not Claimed

2000-331262

Japan

October 30, 2000

(Number)

(Country)

(Day/Month/Year Filed)





(Application Number)

(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number) (Filing Date)

(Application Number) (Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Number) _____ (Filing Date) _____ (Status - patented, pending, abandoned)

(Application Number) _____ (Filing Date) _____ (Status - patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Paul F. Prestia	Reg. No. 23,031	Lawrence E. Ashery	Reg. No. 34,515	Jack J. Jenkowitz	Reg. No. 42,690
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) Daisuke OGATA

Inventor's signature _____ Date _____

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Full name of second joint inventor, if any (given name, family name) Katsuya WATANABE

Second Inventor's signature _____ Date _____

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Additional inventors are being named on separately numbered sheets attached hereto.

Full name of third joint inventor, if any (given name, family name) Yuuichi KUZE

Third inventor's signature _____ Date _____

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Full name of fourth joint inventor, if any (given name, family name) _____

Fourth inventor's signature _____ Date _____

Residence _____

Citizenship _____

Post Office Address _____

Full name of fifth joint inventor, if any (given name, family name) _____

Fifth inventor's signature _____ Date _____

Residence _____

Citizenship _____

Post Office Address _____

Full name of sixth joint inventor, if any (given name, family name) _____

Sixth inventor's signature _____ Date _____

Residence _____

Citizenship _____

Post Office Address _____

Full name of seventh joint inventor, if any (given name, family name) _____

Seventh inventor's signature _____ Date _____

Residence _____

Citizenship _____

Post Office Address _____